

AUGUST 30, 2000

JOHN W.L. OGILVIE COMPUTER LAW++ 8 EAST BROADWAY, SUITE 725 SALT LAKE CITY, UT 84111



UNITED STATES DEPARTMENT OF COMMERCE Patent and Trademark Office

ASSISTANT SECRETARY AND COMMISSIONER OF PATENTS AND TRADEMARKS Washington, D.C. 20231

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RECORDATION DATE: 06/14/2000

REEL/FRAME: 010906/0679

NUMBER OF PAGES: 25

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNOR:

MELLMER, JOSEPH ANDREW

DOC DATE: 03/17/2000

ASSIGNOR:

YOUNG, RUSSELL T.

DOC DATE: 03/17/2000

ASSIGNOR:

PERKINS, AM D.

DOC DATE: 03/17/2000

ASSIGNOR:

ROBERTSON, JOHN M.

DOC DATE: 04/03/2000

ASSIGNOR:

SABIN, JEFFREY NEIL

DOC DATE: 03/17/2000

ASSIGNOR:

MCDONALD, MICHAEL C.

DOC DATE: 03/17/2000

ASSIGNOR:

PHILLIPS, DOUGLAS

DOC DATE: 03/22/2000

010906/0679 PAGE 2

ASSIGNOR:

SHERIDAN, ROBERT MICHAEL DOC DATE: 03/29/2000

ASSIGNOR:

NAZEER, NADEEM AHMAD DOC DATE: 03/23/2000

ASSIGNOR:

HIGLEY, DEEANNE BARKER DOC DATE: 03/17/2000

ASSIGNOR:

CARTER, STEPHEN R. DOC DATE: 03/02/2000

ASSIGNOR:

EARL, DOUGLAS G. DOC DATE: 05/26/2000

ASSIGNOR:

SONDEREGGER, KELLY E. DOC DATE: 03/17/2000

ASSIGNEE:

NOVELL, INC.

1800 SOUTH NOVELL PLACE PROVO, UTAH 84606

SERIAL NUMBER: 60165344

PATENT NUMBER:

SERIAL NUMBER: 60173432

PATENT NUMBER:

SERIAL NUMBER: 60179953 FILING DATE: 02/03/2000

FILING DATE: 11/12/1999

FILING DATE: 12/29/1999

ISSUE DATE:

ISSUE DATE:

PATENT NUMBER: ISSUE DATE:

SERIAL NUMBER: 60182642 FILING DATE: 02/15/2000

PATENT NUMBER: ISSUE DATE:

LAWAN FLETCHER, EXAMINER ASSIGNMENT DIVISION OFFICE OF PUBLIC RECORDS

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	0.77	HOV 1 4 2000	507-14-200		U.S. Department of Commerce Patent and Trademark Office PATENT
	To: The Commissioner of Patents Submission Type		Conveyance Typ	VER SHEET Y attached original	
	Resubmission (Non-Recordal Document ID# Correction of PTO Error Reel # Frame # Corrective Document Reel # Frame #			Change of Other U.S. Governmental File	ment
	Name (line 1) Joseph Andrew Me Name (line 2) Second Party Name (line 1) Russell T. Young Name (line 2)	ellmer		names of conveying	
	Receiving Party Name (line 1) Novell. Inc. Name (line 2) Address (line 1) 1800 SOUTH NOV	/ELL PLACE	M	lark if additional nan	If document to be recorded is an assignment and the receiving party is not domiciled in the United States, an appointment of a domestic representative is attached.
	Address (line 2) Address (line 3) PROVO		UTAH	84	(Designation must be a separate document from Assignment.)
	Domestic Representative Name John W.L. Ogilvie	lame and A	State/Country ddress Enter to	for the first Receivin	Zip Code ng Party only.
	Address (line 1) Computer Law++ Address (line 2) 8 East Broadway,	Suite 725			
,	Address (line 3) Salt Lake City, Uta				
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Public burden reporting for this collection of information is estimated to average approximately 30 minutes per Cover Sheet to be recorded, including time for reviewing the document and gathering the data needed to complete the Cover Sheet. Send comments regarding this burden estimate to the U.S. Patent and Trademark Office, Chief Information Officer, Washington, D.C. 20231 and to the Office of Information and Regulatory Affairs, Office of Management and Budget, Paperwork Reduction Project (0651-0027), Washington, D.C. 20503. See OMB Information Collection Budget Package 0651-0027, Patent and Trademark Assignment Practice. DO NOT SEND REQUESTS TO RECORD ASSIGNMENT DOCUMENTS TO THIS ADDRESS.

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FORM PTO-1619B Expires 06/30/99 OMB 0651-0027	Page 2	U.S. Department of Commerce Patent and Trademark Office PATENT
Correspondent Name and Address 1909.2.74	Area Code and Telephone Number 801-3	355-0828
Name John W.L. Ogilvie		
Address (line 1) Computer Law++		
Address (Ilne 2) 8 East Broadway, Suite 725		
Address (Ilne 3) Salt Lake City, Utah 84111		
Address (line 4)		
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Application Number(s) or Patent Nun		nal numbers attached
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Patent Application Number(s) 60/165,344 60/173,432 60/17	Patent Num	nber(s)
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only if a U.S. Application Number has not been assigned.	PCT PCT	РСТ
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Statement and Signature		
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John W.L. Ogilvie	MW(1)./ -	T 10 0 cma
Name of Person Signing	Signature	Date Date

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RECORDATION FORM COVER SHEET CONTINUATION PATENTS ONLY (Page 3)

U.S. Department of Commerce Patent and Trademark Office PATENT

OMB 0651-0027	PATENTS ONLY (Page 3)	PATENT
Conveying Party(ies) Enter additional Conveying Parties	X Mark if additional names of conveying parties attached	Execution Date
Name (line 1) Arn D. Perkins		Month Day Year 03/17/00
Name (line 2)		03/1//00
Name (line 1) John M. Robertson Name (line 2)		Execution Date Month Day Year 04/03/00
Name (line 1) Jeffrey Neil Sabin		Execution Date Month Day Year 03/17/00
Name (line 2)	· .]
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Name (line 1)		If document to be recorded
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Address (line 1)		of a domestic representative is attached. (Designation must be a separate
Address (line 2)		document from Assignment.)
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U.S. Department of Commerce Patent and Trademark Office

	PATENTS ONLY (Page 4)	PATENT
Conveying Party(ies)	X Mark if additional names of conveying parties attached	
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Name (line 1) Michael C. McDonald		03/17/00
Name (line 2)		
		Execution Date
Name (line 1) Douglas Phillips		Month Day Year
		03/22/00
Name (line 2)		Execution Date
Name (line 1) Robert Michael Sheridan		Month Day Year
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Name (line 2)		
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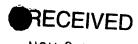
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RECORDATION FORM COVER SHEET CONTINUATION PATENTS ONLY (Page 5)

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OMD 0031-0027	PATENTS ONLY (Page 5)	PATENT
Conveying Party(ies)	X Mark if additional names of conveying parties attached	
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Name (line 1) Nadeem Ahmad	l Nazeer	03/23/00
Name (line 2)		
		Execution Date
Name (line 1) DeeAnne Barke	r Higley	Month Day Year
Name (line 2)		03/1//00
		Execution Date
Name (line 1) Stephen R. Car	er	Month Day Year
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OFFICE OF PETITIONS

RECORDATION FORM COVER SHEET

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Name (line 1)	ouglas G. Earl				05/26/00
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Name (line 1)	elly E. Sonderegger				Month Day Year
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					domiciled in the United States, an appointment
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•	<u> </u>				

ASSIGNMENT & AGREEMENT

Docket No.: 1909.2.74

We,

Joseph Andrew Mellmer, of 1423 Brookshire Drive, Salt Lake City, Utah 84106,

Russell T. Young, of 66 South 800 East, Pleasant Grove, Utah 84062, Am D. Perkins, of 1070 East Meadow Circle, Alpine, Utah 84004, John M. Robertson, of 317 East 1640 North, Pleasant Grove, Utah 84062, Jeffrey Neil Sabin, of 1258 East 150 South, Spanish Fork, Utah 84660, Michael C. McDonald, of 940 East 1100 North, Orem, Utah 84097, Douglas Phillips, of 136 East Ridge Road, Orem, Utah 84057, Robert Michael Sheridan, of 11904 Proffitt Estates Ct., Oak Hill, VA 20171, Nadeem Ahmad Nazeer, of 145 South 200 East #9, Provo, Utah 84606, DeeAnne Barker Higley, of 545 East 2875 North, Provo, Utah 84604, Stephen R. Carter, of 428 South Nebo Drive, Spanish Fork, Utah 84660, Douglas G. Earl, of 1967 North 600 East, Orem, Utah 84097, and Kelly E. Sonderegger, of 225 North 100 West, Santaquin, Utah 84655, have invented methods, systems, signals, and devices for MANAGING DIGITAL IDENTITY INFORMATION, hereinafter called the "inventions".

Preferred embodiments of these inventions are disclosed in at least one or more of the following United States provisional patent applications:

Serial no. 60/165,344 filed November 12, 1999, Serial no. 60/173,432 filed December 29, 1999, Serial no. 60/179,953 filed February 3, 2000, and Serial no. 60/192,642 filed February 15, 2000;

these applications are also identified by serial number and/or filing date within at least File No. 1909.2.74 of the law firm of Computer Law++, 8 East Broadway, Suite 725, Salt Lake City, Utah 84111 (we authorize Computer Law++ to fill in the serial number of the February 15, 2000 application). We have reviewed all these applications, and we are familiar with their contents.

The Assignee, Novell, Inc., a corporation of the State of Delaware, having a principal place of business at 122 East 1700 South, Provo, Utah 84606-6194, desires more clearly to secure the entire right, title and interest in all the inventions. In consideration of \$1.00 and other good and valuable consideration paid to us by the Assignee, the receipt and sufficiency of which we hereby acknowledge, and with

no reliance on any promise or representation made to us by or on behalf of the Assignee, WE HEREBY ASSIGN TO THE ASSIGNEE:

The entire right, title and interest in all the inventions (including subject matter disclosed but not claimed), all copyright and trade secret rights in embodiments or designs for the inventions or any portion thereof, all rights in the above-identified United States patent applications and in all divisions, continuations and continuations-in-part of the applications, or reissues or extensions of Letters Patent or Patents granted thereon, including all applications specifically identified by number herein and all applications for which any present application claims a benefit or is claimed for benefit under 35 U.S.C. § 119 or § 120, and in all corresponding applications filed in countries foreign to the United States, and in all patents issuing thereon in the United States and foreign countries.

The right to file foreign patent applications on any or all of the inventions in its own name, wherever such right may be legally exercised, including the right to claim the benefits of the International Convention for such applications.

We hereby authorize the Assignee to file patent or copyright applications on any or all of the inventions in any country in its own name or otherwise as the Assignee sees fit. We hereby authorize and request the United States Commissioner of Patents and Trademarks, and other intellectual property officials in this and foreign countries as are duly authorized by their laws to issue patents or copyright registrations, to issue any and all patents and registrations on any or all of the inventions to the Assignee as the owner of the entire interest, for the sole use and benefit of the Assignee, its successors, assigns and legal representatives.

We hereby agree, without further consideration and without expense to us, to sign all lawful papers and to perform all other lawful acts which the Assignee may request of us to make this Assignment & Agreement fully effective, including, by way of example but not of limitation, the following:

Prompt execution of all original, divisional, substitute, reissue, and other United States and foreign patent and copyright applications on any or all of the inventions, and all lawful documents requested by the Assignee to further the prosecution of any of such applications.

Cooperation to the best of our ability in the execution of all lawful documents, the production of evidence, nullification, reissue, extension, or infringement or interference or other legal proceedings involving any or all of the inventions; faithful communication to the Assignee of all facts known to us relating to any or all of the inventions and the history thereof; and generally, taking all reasonable steps which the Assignee shall request to aid in securing, maintaining, and enforcing protection for any or all of the inventions and to vest title in the Assignee to all the inventions and all applications, patents, copyrights, and trade secrets based on any or all of the inventions.

This Assignment & Agreement is effective no later than the earliest patent application filing date noted above. It is not intended to supersede, supplant, rescind, or waive any right, title or interest conveyed to Assignee by us, under any prior conveyance, agreement, or operation of law, including without restriction rights created or conveyed by virtue of our employment by the Assignee. It is not conditioned or based on any future act to be performed by the Assignee.

This Assignment & Agreement may be executed in duplicate counterparts, each of which shall be deemed an original, all of which together are one and the same instrument. We warrant that to the best of our knowledge each of our contributions to the inventions does not and will not infringe anyone's rights. This Assignment & Agreement is governed by the laws of the United States and the State of Utah, and any dispute arising from it will be heard in Utah. Even if part of this Assignment & Agreement is found unenforceable, the remaining parts are enforceable. A failure to exercise rights under this Assignment & Agreement does not mean those rights are waived. This Assignment & Agreement shall be binding upon our heirs and legal representatives.

Joseph Andrew Mellmer 1423 Brookshire Drive Salt Lake City, Utah 84106

COUNTY OF Utah)

Mad day of February, 2000, personally appeared before me Joseph Andrew Mellmer, who proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to on this Assignment & Agreement, and acknowledged that he executed the same. NOTARY PUBLIC STATE OF UTAH E My Commission Expires **NOTARY PUBLIC** September 27, 2001 A COMMISSION EXPIRATION JAMI DAY 1555 North-Technology Way Orem, Utah 84097 Russell T. Young 66 South 800 East Pleasant Grove, Utah 84062 STATE OF § COUNTY OF On this ____ day of February, 2000, personally appeared before me Russell T. Young, who proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to on this Assignment & Agreement, and acknowledged that he executed the same. S \mathbf{E} **NOTARY PUBLIC** A COMMISSION EXPIRATION Arn D. Perkins 1070 East Meadow Circle Alpine, Utah 84004

Mellmer, who proved to me on the basis of s	personally appeared before me Joseph Andrew satisfactory evidence to be the person whose name is ent, and acknowledged that he executed the same.
S E A L	NOTARY PUBLICCOMMISSION EXPIRATION
	Russell T. Young 66 South 800 East Pleasant Grove, Utah 84062
COUNTY OF	, personally appeared before me Russell T. Young, ry evidence to be the person whose name is subscribed knowledged that he executed the same.
S E A L. STATE OF UTAH My Commission Expires August 9, 2001 SUSAN L. GOODWILL 1555 North Technology Way Orem. Utah, 84097	SUSANT STOCKLOTARY PUBLIC 8-9-300/ COMMISSION EXPIRATION

Arn D. Perkins

1070 East Meadow Circle Alpine, Utah 84004

STATE OF
S E August 9. 2901 SUSAN L. GOODWILL 1555 North Technology Way Orem. Utah 84097
John M. Robertson 317 East 1640 North Pleasant Grove, Utah 84062
STATE OF
who proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to on this Assignment & Agreement, and acknowledged that he executed the same. S
ENOTARY PUBLICACOMMISSION EXPIRATION L

STATE OF)
COUNTY OF	§
On this day of February proved to me on the basis of satisfact on this Assignment & Agreement, and	, 2000, personally appeared before me Arn D. Perkins, who cory evidence to be the person whose name is subscribed to d acknowledged that he executed the same.
S E A L	NOTARY PUBLICCOMMISSION EXPIRATION
	John M. Robertson 317 East 1640 North Pleasant Grove, Utah 84062
COUNTY OF Wah On this 3 rd day of February) §)
who proved to me on the basis of sati to on this Assignment & Agreement,	, 2000, personally appeared before me John M. Robertson, isfactory evidence to be the person whose name is subscribed and acknowledged that he executed the same.
AMY K. COTTLE **MOTARY PUBLIC • STATE OI UTAH** 122 E 1700 S• M/S A221 PROVO, UTAH 84606 COMM. EXP 6-12-2001	Jany K. Cittle NOTARY PUBLIC 1912/ COMMISSION EXPIRATION

Jeffrey Neil Sabin 1258 East 150 South Spanish Fork, Utah 84660

STATE OF <u>UTAH</u>)
COUNTY OF UTAL	§)
who proved to me on the basis of sat	y, 2000, personally appeared before me Jeffrey Neil Sabin, tisfactory evidence to be the person whose name is subscribed, and acknowledged that he executed the same.
S E A L STATE OF UTAH My Commission Expires August 9, 2001 SUSAN L. GOODWILL 1555 North Technology Way Orem, Utah 84097	Susury Stoodwilfnotary public 8-9-2001 COMMISSION EXPIRATION
	•
	Michael C. McDonald 940 East 1100 North Orem, Utah 84097
STATE OF)
COUNTY OF	§)
McDonald, who proved to me on the	ry, 2000, personally appeared before me Michael C. ne basis of satisfactory evidence to be the person whose name & Agreement, and acknowledged that he executed the same.
•	
S E	
E A	NOTARY PUBLICNOTARY PUBLIC
<u>r</u>	CONMISSION EXPINATION

> Michael C. McDonald 940 East 1100 North Orem, Utah 84097

STATE OF <u>Mah</u>)
COUNTY OF <u>Mah</u>)

On this 17 day of February, 2000, personally appeared before me Michael C.

McDonald, who proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to on this Assignment & Agreement, and acknowledged that he executed the same.

S E P C

AMY K. COTTLE

NOTARY PUBLIC • STATE OF UTAH

122 E 1700 S• M/S A221

PROVO, UTAH 84606

COMM. EXP 6-12-2001

NOTARY PUBLIC NOTARY PUBLIC COMMISSION EXPIRATION

Douglas Phillips 136 East Ridge Road Orem, Utah 84057 STATE OF UTAL COUNTY OF WALL On this 22 day of February, 2000, personally appeared before me Douglas Phillips, who proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to on this Assignment & Agreement, and acknowledged that he executed the same. NOTARY PUBLIC COMMISSION EXPIRATION Robert Michael Sheridan 11904 Proffitt Estates Ct. Oak Hill, VA 20171 STATE OF COUNTY OF

On this _____ day of February, 2000, personally appeared before me Robert Michael Sheridan, who proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to on this Assignment & Agreement, and acknowledged that he executed the same

		Douglas Phillips 136 East Ridge Road Orem, Utah 84057
STATE OF)	
COUNTY OF	_ `§ _)	
On this day of Febru proved to me on the basis of satist on this Assignment & Agreement,	ary, 2000, factory ev and ackn	, personally appeared before me Douglas Phillips, who idence to be the person whose name is subscribed to owledged that he executed the same.
S E A L		NOTARY PUBLICCOMMISSION EXPIRATION
		Robert Michael Sheridan

subscribed to on this Assignment & Agreement, and acknowledged that he executed the same.

L ERIC GARDANIER Notary Public State of Utah My Comm. Expires Sep 28, 200 177.E 1780 S Ms D121 Provis UT 8465	NOTARY PUBLIC COMMISSION EXPIRATION
	Nadeem Ahmad Nazeer 145 South 200 East #9 Provo, Utah 84606
COUNTY OF) §)
On this day of February Nazeer, who proved to me on the basubscribed to on this Assignment &	y, 2000, personally appeared before me Nadeem Ahmad asis of satisfactory evidence to be the person whose name is Agreement, and acknowledged that he executed the same.
S E A L	NOTARY PUBLICCOMMISSION EXPIRATION

DeeAnne Barker Higley 545 East 2875 North Provo, Utah 84604

S E A L	NOTARY PUBLICCOMMISSION EXPIRATION
	Nadeem Ahmad Nazeer 145 South 200 East #9 Provo, Utah 84606
Nazeer, who proved to me) Nucl February, 2000, personally appeared before me Nadeem Ahmad on the basis of satisfactory evidence to be the person whose name is sment & Agreement, and acknowledged that he executed the same.
PROVO, U	

DeeAnne Barker Higley 545 East 2875 North Provo, Utah 84604

S E A L	NOTARY PUBLICCOMMISSION EXPIRATION
	Nadeem Ahmad Nazeer 145 South 200 East #9 Provo, Utah 84606
STATE OF) § .)
	ry, 2000, personally appeared before me Nadeem Ahmad passis of satisfactory evidence to be the person whose name is Agreement, and acknowledged that he executed the same.
S E A L	NOTARY PUBLICCOMMISSION EXPIRATION

DeeAnne Barker Higley 545 East 2875 North Provo, Utah 84604

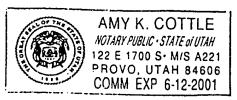
STATE OF Utah) COUNTY OF Utah)			
On this 17 day of February, 2000, personally appeared before me DeeAnne Barker Higley, who proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to on this Assignment & Agreement, and acknowledged that he executed the same.			
S E A My Commission Expires September 27, 2001 JAMI DAY 1555 North Technology Way Orem, Utah 84097 NOTARY PUBLIC 27 Sept 2001 COMMISSION EXPIRATION			
Stephen R. Carter 428 South Nebo Drive Spanish Fork, Utah 84660			
STATE OF			
On this day of February, 2000, personally appeared before me Stephen R. Carter, who proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to on this Assignment & Agreement, and acknowledged that he executed the same.			
S E ANOTARY PUBLIC COMMISSION EXPIRATION			

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	y, 2000, personally appeared before me DeeAnne Barker sis of satisfactory evidence to be the person whose name is Agreement, and acknowledged that he executed the same.
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E A L	NOTARY PUBLICCOMMISSION EXPIRATION
STATE OF MACK COUNTY OF Mack On this 2 day of February who proved to me on the basis of sat to on this Assignment & Agreement,	Stephen R. Carter 428 South Nebo Drive Spanish Fork, Utah 84660) § 2000, personally appeared before me Stephen R. Carter, isfactory evidence to be the person whose name is subscribed and acknowledged that he executed the same.
AMY K. COTTLE NOTARY PUBLIC - STATE OF UTAH 122 E 1700 S. M/S A221 PROVO, UTAH 84606 COMM. EXP 6-12-2001	TOTAL PUBLIC

Douglas & Earl 1967 North 600 East Orem, Utah 84097

STATE OF Wah)
COUNTY OF Utul)
On this 26 day of February, 2000, personally appeared before me Douglas G. Earl, who proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to on this Assignment & Agreement, and acknowledged that he executed the same.
AMY K. COTTLE NOTARY PUBLIC · STATE of UTAH 122 E 1700 S · M/S A221 PROVO, UTAH 84606 COMM. EXP 6-12-2001 L A COMMISSION EXPIRATION
• •
Kelly E. Sonderegger
225 North 100 West Santaquin, Utah 84655
STATE OF
COUNTY OF)§
On this day of February, 2000, personally appeared before me Kelly E. Sonderegger, who proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to on this Assignment & Agreement, and acknowledged that he executed the same.

	Douglas G. Earl 1967 North 600 East Orem, Utah 84097
STATE OF)	
COUNTY OF)	
On this day of February, 2000, proved to me on the basis of satisfactory evid on this Assignment & Agreement, and acknown	personally appeared before me Douglas G. Earl, who dence to be the person whose name is subscribed to wledged that he executed the same.
S	
E	NOTARY PUBLIC
A L	COMMISSION EXPIRATION
	Kelly E. Sonderegger 225 North 100 West Santaquin, Utah 84655
STATE OF Utah)	
COUNTY OF Utah)	
On this 17 day of February, 2000, who proved to me on the basis of satisfactors to on this Assignment & Agreement, and ack	personally appeared before me Kelly E. Sonderegger, y evidence to be the person whose name is subscribed mowledged that he executed the same.



Any Cottle NOTARY PUBLIC COMMISSION EXPIRATION



NOV 2 0 2000



PATENT APPLICATION

Docket No.: 1909.2.74A

N THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Joseph Andrew Mellmer et al.

Serial No.:

09/670,783

Filed:

September 27, 2000

For:

MANAGING DIGITAL IDENTITY INFORMATION

<u>DECLARATION OF JOHN W.L. OGILVIE</u> (Petition Exhibit C)

I, John W.L. Ogilvie, do hereby depose and say as follows:

- 1. I am a Registered Patent Attorney (Reg. No. 37,987) employed by the patent law firm Computer Law++, which represents Novell, Inc. ("Novell") in prosecution of the above-identified application.
- 2. Robert Michael Sheridan was an employee of Novell and is an inventor of the claimed invention. In particular, Mr. Sheridan signed an Assignment and Agreement which states in part "We ..., Robert Michael Sheridan, of 11904 Proffitt Estates Ct., Oak Hill, VA 20171, ... have invented methods, systems, signals, and devices for MANAGING DIGITAL IDENTITY INFORMATION, hereinafter called the 'inventions'." The Assignment and Agreement is recorded in the Office at Reel 010906 on 25 frames beginning at Frame 0679, and a copy is enclosed as Exhibit B of the enclosed Petition.
- 3. On September 11, 2000 at about 2 PM Mountain Standard Time, I called Mr. Sheridan's office phone number 703-860-4648, which was provided to me by Novell. I heard a recorded greeting which identified the number as belonging to Mr. Sheridan. I left a voicemail message asking Mr. Sheridan to call me at my office.
- 4. On September 12, 2000 at about 2 PM Mountain Standard Time, I again called Mr. Sheridan's office phone number, and left a voicemail message stating that we would like his input regarding the application.
- 5. On September 12, 2000, I also sent a package of documents to Mr. Sheridan by Federal Express courier service. The package included a cover letter, a copy of the patent application, a summary of legal requirements for patents, an assignment to

Novell, and a declaration & power of attorney. The cover letter requested Mr. Sheridan's participation, and asked him in any case to return all copies of the patent application, declaration, and assignment to me no later than September 27, 2000. The cover letter also indicated that the application filing would proceed without Mr. Sheridan unless I heard from him by September 27, 2000. The package was delivered by Federal Express to Mr. Sheridan's last known address on September 13, 2000; a copy of the Federal Express airbill and a Federal Express proof of delivery are attached as Exhibit D of the enclosed Petition.

- 6. Having received no response, on September 19, 2000 at about 1:30 PM Mountain Standard Time, I again called Mr. Sheridan's office phone number. I left a voicemail message asking Mr. Sheridan to call me at my office. I also stated that we would proceed without him if necessary, and informed him that the package of application documents had been delivered to 11904 Proffitt Estates Court in Oak Hill Virginia on September 13th.
- 7. I did not hear from Mr. Sheridan by September 27, 2000. Indeed, I have not received any letter, email, phone message, delivery, or other communication from Mr. Sheridan since my first message to him on September 11, 2000. In particular, I have not received the application, assignment, declaration, or any other document from him since that date.
- 8. Failure to grant this application status under 37 C.F.R. § 1.47(a) will cause irreparable damage to Novell.
 - The last known mailing address of Mr. Sheridan is:
 Robert Michael Sheridan
 11904 Proffitt Estates Court
 Oak Hill, Virginia 201714
- 10. I further declare that all statements made herein of my own knowledge are true, and that all statements made herein on information and belief are believed to be true; and further that these statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Signed at Salt Lake City, Utah, this November 14, 2000.

John W.L. Ogilvie

\pDeclJWLO



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Telephone: 901-369-3600

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OFFICE OF PETITIONS

9/14/2000

Dear Customer:

Here is the proof of delivery for the shipment with tracking number **818623806788**. The shipment was released without signature as authorized by the shipper/recipient.

Delivery Information:

Signed For By: 5781676

Delivery Location: 11904 PROFFITT ESTATES CT

Delivery Date: September 13, 2000

Delivery Time: 1421

Shipping Information:

Tracking No: 818623806788

Ship Date: September 12, 2000

Recipient:

Shipper:

20171 US

Shipment Reference Information:

Thank you for choosing FedEx Express. We look forward to working with you in the future.

FedEx Worldwide Customer Service 1-800-Go-FedEx®

Reference No.: R2000091400020388291

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Fedex, USA Airbill	m. 10215
From Passe print and press hard. Date 9/12/00 Sender's FedEx Account Number	4a Express Package Service Daily commitment may be later in some areas. FedEx Priority Overnight Next business morning FedEx Standard Overnight Lead business morning FedEx First Overnight Lead business morning Gellew to Select the Carbon FedEx First Overnight Lead business morning Gellew to Select the Carbon FedEx First Overnight Lead business morning
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Questions? Call 1.800.Go.FedEx* (800-463-3339)	10 our liability is limited to \$100 unless you declare a higher value. See back for details. 8 Release Signature Sign to authorize delivery without obtaining signature.
Visit our Web site at www.fedex.com By using this Airbill you agree to the service conditions on the back of this Airbill and in our current Service Guide, including terms that limit our liability.	By signing you will be up to sever this shopping proput obtaining a signature and agree to highly real took professional agree to highly real took professio
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Name Phone (100) 8 BU - 96 7 Dept/Roor/Suite/Roo	itaniest next business morning delivery to select locations) Minimum charge: (Higher rates apply) One pound FedEx 2Day rate.
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